



**DRAFT  
PLANNING & COMMUNITY  
DEVELOPMENT COMMITTEE**

**January 11, 2010  
MINUTES**

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**I. CALL TO ORDER**

Chair Lynn Norman called the meeting to order at 5:00 p.m. in the Council Chambers located on the first floor of Auburn City Hall, 25 West Main Street, Auburn, WA. Committee members present were: Chair Lynn Norman, Vice Chair Nancy Backus and Member Rich Wagner.

Staff members present included: Mayor Pete Lewis, Interim Director Kevin Snyder, Interim Environmental Manager Chris Andersen, Environmental Planner Jennifer Shih, Parks, Arts & Recreation Director Daryl Faber, Visual/Public Arts Coordinator Maija McKnight, and Planning Secretary Renee Tobias.

Others present included: Wayne Osborne, Mara Heinman, Tanya Rottle, and Melanie May.

**II. ANNOUNCEMENTS AND AGENDA MODIFICATIONS**

- A.** Agenda modification included addition of Action Item IV.B. – Ordinance No. 6290 Chapter 2.45 Amendment.

**III. CONSENT AGENDA**

**A. Minutes – December 14, 2009**

Member Backus moved and Member Wagner seconded to approve the minutes as presented.

**MOTION CARRIED UNANIMOUSLY 3-0**

**IV. ACTION**

**A. Resolution No. 4546 – Percent for Art**

Visual/Public Arts Coordinator Maija McKnight presented Resolution No. 4546 to the Committee.

City Council has determined that public art is a crucial element of public health and welfare; and that public arts foster economic development, revitalizes urban areas and improves the overall business climate and sense of community. Percent for art was discussed at the council committee level at several meetings over the past year.

Resolution 4546 replaces Resolution 4323, which originally established a percent for the arts program for public facilities and approved by Council on March 17, 2008. The primary purpose of this resolution is to instruct the Mayor and staff to include a budget for public artworks in the amount of one percent of a capital project budget

and to define the appropriate application of these funds. The approval to proceed on any one project is subject to the terms of the "Art in Public Places Policy and Procedure" document that was included in the agenda packet. Resolution 4546 defines capital projects and how the percent for art shall be applied.

Committee discussed *Art in Public Places Policy & Procedure, Section 3.2.1 - Deaccession of Artwork* in regards to artwork that may be of an illegal nature in the future. City Attorney Dan Heid will review the wording with the Arts staff and make any necessary changes.

Committee discussed Section 1.A.2 of Resolution No. 4546 regarding the proposed capping of the Public Art Capital Improvement Fund at \$60,000 for those public facilities capital projects under \$3 million. Money in this fund may be used to supplement the cost of an existing public art project, fund a non-integrated art project, such as a temporary or rotating exhibit or fund a later-phase art project. Chair Norman invited the Arts Commission Public Arts Chair, Tanya Rottle to join the discussion at the table.

Committee agreed that the last sentence of Section 1.A.2 and the entire Section 1.A.2(a) of Resolution No. 4546 would be stricken. Sections 1.A.2(b) and 1.A.2(c) would be renumbered as 1.A.3 and 1.A.4 respectively.

Committee discussed the wording of Section 1.B(1) in the resolution regarding the definition of public facilities. Committee agreed to change the wording to read as follows: (1) For the purposes hereof, "public facilities" refers to those facilities of the City that are publicly accessible. Public facilities, however, shall not refer to public infrastructure improvements, such as street right-of-way, storm, water and sewer projects.

Committee noted a few scrivener errors in the Art in Public Places Policy & Procedure and Resolution No. 4546; staff will make the changes.

Member Backus moved and Member Wagner seconded to move Resolution No. 4546 with amendments as noted to full Council for approval.

MOTION CARRIED UNANIMOUSLY 3-0

#### **B. Ordinance No. 6290 – ACC 2.45 Amendment**

Interim Director Kevin Snyder presented Ordinance No. 6290 to the Committee.

The ordinance will authorize an ex-officio youth representative on the Planning Commission. This position would be appointed by the Mayor and would be comprised of a youth residing within the city's municipal limits who is a senior in a public or private high school, is in good scholastic standing, has no criminal record and is nominated by the superintendent of the Auburn School District. The position would be non-voting, but would have all rights and privileges of a voting member to participate in all activities and functions of the Commission. The youth representative would serve a one year period, with the service to run from June of one year to June of the subsequent year.

Member Backus moved and Member Wagner seconded to move Ordinance No. 6290 to full Council for approval.

MOTION CARRIED UNANIMOUSLY 3-0

## V. DISCUSSION

### A. Resolution No. 4558 – Design Agreement for Mill Creek Restoration, Wetland 5K Research

Interim Environmental Manager Chris Andersen provided background on the Mill Creek Restoration project. Mr. Andersen then presented Resolution No. 4558 to the Committee and distributed a map outlining the four reaches of Mill Creek.

The U.S. Army Corps of Engineers has received federal funding to initiate design of the Green/Duwamish Ecosystem Restoration Project at King County. Under the Water Resources Development Act of 2000, local governments wishing to have such projects constructed within their jurisdictions must contribute a portion of the project design costs. Mill Creek lies within the Green/Duwamish Project area and restoration of the portion of Mill Creek located within the City of Auburn will benefit the citizens of Auburn by enhancing flood control and by improving fish habitat.

Mr. Andersen noted that the agreement between the City and the Department of Army for design of the Mill Creek Restoration Project was not executed as a result of subsequent changes to the amount and availability of federal funding for the project (Resolution No. 4315). The project described in the original agreement has subsequently been revised from the preliminary design of restoration of four reaches of Mill Creek as described in the Project Management Plan for Mill Creek Restoration, Green Duwamish Ecosystem Restoration Project, dated August 27, 2007, to a full (100%) design for the restoration of the Wetland 5K Reach of Mill Creek. The project design would include design for stream channel restoration, removal of non-native invasive vegetation, and planting of appropriate riparian vegetation species to provide quality habitat for fish and wildlife. Mr. Andersen referred the Committee to Attachment 3 and Attachment 4 in the agenda packet for further information.

The total design project costs for the Wetland 5K Reach have been estimated at \$518,023, of which the City's non-federal sponsor match requirement is twenty-five percent, less coordination and audit costs, totaling approximately \$115,280. The KCD allocated \$200,000 to the City in August 2008, for use as the City's non-federal sponsor match funds. Of the \$200,000 total, \$180,000 has been received and the remaining \$20,000 is scheduled to be received upon completion of the project. Therefore, the KCD funds allocated to the City are sufficient to cover the City's non-federal sponsor match requirements, with the remaining funds to go toward construction of the restoration or design of additional Mill Creek reaches.

Construction of the restoration or design of additional stream reaches would be separate projects and are not part of this Design Agreement. The Mill Creek Wetland 5K design project is scheduled to start in early 2010 and be completed in 2011. Construction of the project is anticipated to begin in late 2011.

Member Wagner spoke regarding the possible grant from the Environmental Protection Agency (EPA) for the City to work with Washington State University (WSU) on the area just east of the Wetland 5K reach, which has a storm water quality focus. Member Wagner asked that should the City be awarded the EPA grant, that an addendum of cooperation between the agencies be written.

Committee asked who would be responsible for the upkeep of the 5K reach and the associated costs once the restoration is completed. Interim Environmental Manager Chris Andersen responded that Auburn owns much of the reach. Typically there is a fixed period immediately following the restoration construction that is devoted to monitoring the restoration effort. Staff will discuss this with the Army Corps of Engineers and report back to Committee.

## **VI. INFORMATION**

### **A. PCDC Status Matrix**

The matrix is adjusted to reflect the following:

- Item 2, Environmental Park District – change priority from medium to high
- Item 4, Sustainability/Climate Change – separate into two items, inventory and policy development.
- Item 7, Floodplain Analysis – change priority from medium to high
- New item – addition of Amtrak and possible associated parking

### **B. Joint Meeting Proposal**

Interim Director Kevin Snyder distributed a work plan schedule for the update to the City's current floodplain regulations to respond to the forthcoming FEMA-ESA Model Ordinance. The schedule proposes to update the City's regulations and bring them to City Council for action on March 15, 2010. This would be two months ahead of the scheduled expiration of the City's floodplain development moratorium. The work plan schedule proposes that the Committee and the Public Works Committee would hold joint meetings on January 26, 2010 and February 9, 2010 to review and discuss key elements of the updated regulations to help meet the March 15, 2010 completion goal. The Committee concurred with the schedule including Councilmember Wagner who is also the chair of the Public Works Committee. Councilmember Backus noted that she would not be able to attend the January 26, 2010 joint meeting. Interim Director offered to have staff brief her on the key issues and discussions from the January 26, 2010 joint meeting.

## **VII. ADJOURNMENT**

There being no further business to come before the Planning and Community Development Committee, Chair Norman adjourned the meeting at 6:01 p.m.

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.

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Lynn Norman, Chair

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Renee S. Tobias, Planning Secretary